

**FINAL MINUTES OF THE PUBLIC MEETING OF THE
ARIZONA BOARD OF OSTEOPATHIC EXAMINERS
IN MEDICINE AND SURGERY
June 11, 2005**

BOARD MEMBERS PRESENT: President Martin Reiss, D.O.; Vice-President Stanley Grossman; Stanley Brysacz, Jr., D.O.; Murray Cohen, D.O.; David Steinway, D.O.; F. P. Wedel, D.O.; Andrew J. Becke

BOARD MEMBERS ABSENT: None

STAFF / OTHERS PRESENT: Jack Confer, Executive Director
Barbara Meyers, Deputy Director
Barbara Prah-Wix, D.O., Medical Consultant
Blair C. Driggs, Assistant Attorney General
Christine Colay, RPR (Court Reporter)

1. CALL TO ORDER

The Board President, Dr. Martin Reiss, called the meeting to order at 8:17AM.

2. ROLL CALL AND REVIEW OF THE AGENDA

The Executive Director took the roll. All Board Members were present, establishing quorum for the meeting. The staff and others listed above were also present.

3. PRESIDENT'S REPORT AND CALL TO THE PUBLIC

Dr. Reiss informed those present that it is the Board's custom to ask members of the public to speak when the agenda item of interest to the person is called. People wishing to speak were asked to fill out a speaker form and give it to a staff member.

4. REVIEW, CONSIDERATION AND APPROVAL OF MINUTES

- A. May 7, 2005 Regular Session
- B. May 7, 2005, Executive Session
- C. May 24, 2005 Telephone Conference Call

MOTION: Mr. Becke moved to approve the minutes. Dr. Wedel seconded the motion.

VOTE: Passed, 7-0.

**5. REVIEW, DISCUSSION AND ACTION ON INVESTIGATIVE HEARINGS
PURSUANT TO A.R.S. § 32-1855 (E) ONLY.**

A. Robert Bell, D.O. Case No. 3116 License No. 3118

The board's Medical Consultant presented a summary of the case and the complaint filed by patient EB. In summary, the Board performed a pharmacy audit and questioned the amount of morphine and oxycontin that Dr. Bell had prescribed to this patient.

MOTION: Dr. Steinway moved to issue Dr. Bell a Letter of Concern pursuant to A.R.S. §§ 32-1855 (D) (2), 32-1854 (6), and 32-1854 (40). In addition, pursuant to A.R.S. § 32-1855 (D) (3), Dr. Bell shall obtain 20 hours of CME in the area of pain management within six months of the date of the letter. CME shall be in addition to that normally required and shall be approved by the Executive Director prior to completion. Mr. Becke seconded the motion.

	Vote	Dr. Reiss	Mr. Grossman	Dr. Brysacz	Dr. Cohen	Dr. Steinway	Dr. Wedel	Mr. Becke
YES	7	X	X	X	X	X	X	X
NO	0							
ABSTAIN	0							
ABSENT	0							

ROLL CALL VOTE: Motions passed unanimously, 7-0.

B. Raymond Schneider, D.O. Case No. 3417

License No. 1683

Dr. Wedel summarized the case and new information to the Board.

MOTION: Dr. Wedel moved to refer this matter back to a case review. Mr. Grossman seconded the motion.

VOTE: The motion passed 7-0.

MOTION: Dr. Wedel moved to dismiss this matter. Dr. Steinway seconded the motion.

	Vote	Dr. Reiss	Mr. Grossman	Dr. Brysacz	Dr. Cohen	Dr. Steinway	Dr. Wedel	Mr. Becke
YES	7	X	X	X	X	X	X	X
NO	0							
ABSTAIN	0							
ABSENT	0							

VOTE: The motion passed 7-0.

C. Mark Clements, D.O. Case No. 3423 License No. 2355

Dr. Clements appeared and was represented by Robert Bohm, Esquire. Dr. Clements was sworn under oath by the court reporter. In addition, a family member was present on behalf of the complainant.

The Board's Medical Consultant presented a brief summary of the matter and suggested to the Board that Dr. Clements should have recognized the patient's weight loss, which may have influenced the outcome.

The sister and mother of the patient addressed the Board. They were both sworn under oath by the court reporter.

MOTION: Dr. Brysacz made a motion to dismiss the complaint. Dr. Steinway seconded the motion.

	Vote	Dr. Reiss	Mr. Grossman	Dr. Brysacz	Dr. Cohen	Dr. Steinway	Dr. Wedel	Mr. Becke
YES	6	X	X	X		X	X	
NO	2				X			X
ABSTAIN	0							
ABSENT	0							

VOTE: Motion passed 5-2. Dr. Cohen and Mr. Becke opposed.

D. Paul Blumberg, D.O. Case No. 3093 License No. 1597

This matter was continued.

E. Hesham Sahawneh, D.O. Case No. 3279 License No. 3194

Dr. Sahawneh appeared before the Board and was not represented by legal counsel. Dr. Sahawneh was sworn under oath by the court reporter.

The Board's Medical Consultant summarized the complaint and her findings after review of the case. Dr. Cohen questioned the doctor extensively on his interpretation and decision-making in this patient surgery.

MOTION: Dr. Steinway made a motion to issue a Letter of Concern pursuant to A.R.S. §§ 32-1855 (D) (2), 32-1854 (6), and 32-1854 (38). In addition, pursuant to A.R.S. § 32-1855 (D)(3), Dr. Sahawneh shall obtain 20 hours of CME in the area of biliary disease and surgery within six months of the date of the letter. CME shall be in addition to that normally required and shall be approved by the

Executive Director prior to completion. Mr. Becke seconded the motion. And, the Board directed staff to conduct a random chart audit (20) of Dr. Sahawneh's practice. The motion was seconded by Mr. Grossman.

	Vote	Dr. Reiss	Mr. Grossman	Dr. Brysacz	Dr. Cohen	Dr. Steinway	Dr. Wedel	Mr. Becke
YES	7	X	X	X	X	X	X	X
NO	0							
ABSTAIN	0							
ABSENT	0							

ROLL CALL VOTE: Motion passed unanimously, 7-0.

The Board adjourned the meeting for a short break at 9:50AM.

F. Gaylon Crawford, D.O. Case No. 3407 License No. 2923

This matter was discussed in conjunction with items listed under the heading Administrative Hearing.

G. Alphonse Ambrosia, D.O. Case No. 3317 License No. 2705

The matter was continued

H. James Eitner, D.O. Case No. 3207 License No. 2444

Dr. Eitner was present representing himself. The Court Reporter administered the oath to Dr. Eitner.

The Deputy Director summarized the complaint for the Board. Dr. Eitner responded to the summary and questions from the Board.

MOTION: Mr. Becke moved to dismiss the complaint. The motion was seconded by Dr. Steinway.

	Vote	Dr. Reiss	Mr. Grossman	Dr. Brysacz	Dr. Cohen	Dr. Steinway	Dr. Wedel	Mr. Becke
YES	7	X	X	X	X	X	X	X
NO	0							
ABSTAIN	0							
ABSENT	0							

VOTE: The motion passed 7-0.

I. Jared Dayton, D.O. Case No. 3431 License No. 3678

Dr. Dayton was present with legal counsel, Robert Bohm. The complainant BM appeared with his attorney Patricia Carpenter.

Dr. Dayton addressed the Board and summarized his position on the matter. Patient BM explained his recollection of the matter.

Mr. Grossman excused himself from the meeting at 2:55PM and returned to the meeting at 2:59PM.

MOTION: Dr. Steinway moved to dismiss this complaint and require 20 hours of CME in the area of cancer diagnosis and treatment. Seconded by Mr. Grossman.

	Vote	Dr. Reiss	Mr. Grossman	Dr. Brysacz	Dr. Cohen	Dr. Steinway	Dr. Wedel	Mr. Becke
YES	7	X	X	X	X	X	X	X
NO	0							
ABSTAIN	0							
ABSENT	0							

VOTE: Motion passed 7-0.

The meeting was called back to order at 9:59AM.

J. Paul Balikian, D.O. Case No. 3310 License No. 0755

Dr. Balikian was present and not represented by counsel. The court reporter administered the oath to Dr. Balikian.

The Deputy Director summarized the case for the Board. The Board conducted their investigative interview and asked questions of Dr. Balikian to which he responded.

MOTION: Mr. Becke moved to issue a civil penalty in the amount of \$500.00 for each separate and mutually exclusive violation of dispensing medications without holding a valid permit. (\$5,000.00) These acts and omissions violate the provisions of A.R.S. §§ 32-1871 and 32-1854 (19). Dr. Wedel seconded the motion.

The Board received informal advice from Assistant Attorney General Blair Driggs regarding procedural issues involving notice with this case and allegations.

WITHDRAWAL OF MOTIONS: Mr. Becke withdrew his motion. Dr. Wedel withdrew his second.

MOTION: Dr. Steinway moved to continue the matter and re-notice the investigative interview for the next meeting. (Add the allegations identified during this investigative interview) Mr. Becke seconded the motion.

VOTE: Motion passed 6-1. Mr. Grossman opposed.

K. Michael Bubeck, D.O. Case No. 2780 License No. 1653

Robert Bohm was present representing the interests of Dr. Bubeck.

MOTION: Mr. Cohen moved to administratively close this case. Mr. Grossman seconded the motion.

	Vote	Dr. Reiss	Mr. Grossman	Dr. Brysacz	Dr. Cohen	Dr. Steinway	Dr. Wedel	Mr. Becke
YES	7	X	X	X	X	X	X	X
NO	0							
ABSTAIN	0							
ABSENT	0							

VOTE: The motion passed 7-0.

L. Randy Collins, D.O. Case No. 3495 License No. 1546

MOTION: Dr. Steinway moved to administratively close this case. Mr. Becke seconded the motion.

	Vote	Dr. Reiss	Mr. Grossman	Dr. Brysacz	Dr. Cohen	Dr. Steinway	Dr. Wedel	Mr. Becke
YES	7	X	X	X	X	X	X	X
NO	0							
ABSTAIN	0							
ABSENT	0							

VOTE: The motion passed 7-0.

6. **REVIEW, DISCUSSION, AND ACTION ON REQUEST REHEARING OR REVIEW OF DECISION PURSUANT TO A.A.C. R4-22-106, OR REQUEST FOR HEARING ON APPEALABLE AGENCY ACTION PURSUANT TO ARS § 41-1092.03.**
7. **REVIEW, DISCUSSION, AND ACTION ON CASES MOVED TO FORMAL ADMINISTRATIVE HEARING, PURSUANT TO A.R.S. § 32-1855 (I).**

These cases have been noticed for 8:00 a.m.

A.	Gaylon Crawford, D.O.	Case Nos. 2968 & 3051	License No. 2923
B.	Gaylon Crawford, D.O.	Case Nos. 3380 & 3393	License No. 2923
C.	Gaylon Crawford, D.O.	Case No. 3400	License No. 2923

Assistant Attorney General Blair Driggs addressed the Board as an advocate for the State of Arizona. He presented a proposed resolution of this matter.

MOTION: Dr. Steinway moved to issue two (2) letters of concern as described by Mr. Driggs. Seconded by Mr. Grossman. In addition, the Board mandated 6 hours of CME by attending a Board meeting.

	Vote	Dr. Reiss	Mr. Grossman	Dr. Brysacz	Dr. Cohen	Dr. Steinway	Dr. Wedel	Mr. Becke
YES	6	X	X	X	X	X		X
NO	1						X	
ABSTAIN	0							
ABSENT	0							

VOTE: Motion passed 6-1. Dr. Wedel opposed.

8. **REVIEW, CONSIDERATION AND ACTION ON COMPLIANCE WITH TERMS OF BOARD ORDERS AND REQUESTS TO MODIFY OR TERMINATE ORDERS, PURSUANT TO A.R.S. 32-1855 (E) AND (I)**

A. **James Miller, D.O.** Case No. 2748, 2764, 3023 License No. 3063

Dr. Miller was present to address the Board and presented his request to remove his practice restriction.

MOTION: Dr. Cohen moved to deny early termination of this Probation. Mr. Grossman seconded the motion.

VOTE: 7-0.

B. Basem Meri, D.O. Case No. 2799 License No. 3370

Dr. Meri was present to address the Board. Dr. Meri was sworn under oath by the Court Reporter. Dr. Meri presented his request to the Board and answered questions.

MOTION: Dr. Wedel made a motion to terminate probation. Dr. Cohen seconded the motion.

VOTE: Motion passed 6-1, Dr. Steinway opposed.

C. Philo Rogers, D.O. Case No. 2983 License No. 2809

Dr. Rogers was present to address the Board regarding his request for early termination of his probationary order. Dr. Rogers was sworn under oath by the court reporter.

The Board asked questions and Dr. Rogers responded to several questions from the Board. Dr. Rogers and the Board reviewed his disciplinary action history and his stated reasons for his request to terminate.

The Medical Consultant updated the Board of her review of Dr. Rogers' patient charts

MOTION: Dr. Wedel moved to terminate the Probation. Seconded by Dr. Cohen.

VOTE: Motion passed 4-3. Mr. Becke, Mr. Grossman & Dr. Steinway opposed.

D. S. Foster Easley, III, D.O. Case No. 2812 License No. 3212

This matter was postponed at the request of staff.

9. REVIEW, CONSIDERATION, AND ACTION ON APPLICATIONS FOR LICENSURE PURSUANT TO A.R.S. §32-1822; PERMITS PURSUANT TO § A.R.S. 32-1829; AND RENEWALS OF LICENSES PURSUANT TO A.R.S. §32-1825 (C-D) AND A.A.C. R4-22-109.

A. Anthony Schwartz, D.O.

Dr. Schwartz appeared before the Board in person and was not represented by counsel.

Mr. Confer presented a brief summary of the application and reason for their review. Dr. Schwartz addressed the Board and explained the last malpractice case. The Board reviewed the application and disclosures with Dr. Schwartz.

MOTION: Dr. Steinway moved to approve this application for licensure. Seconded by Dr. Wedel.

VOTE: Motion passed 7-0.

10. REVIEW, DISCUSSION, AND ACTION ON CASE REVIEWS OF ALLEGATIONS OF UNPROFESSIONAL CONDUCT A.R.S. § 32-1855 (C through F).

A. James Beach, D.O. Case No. 3166M License No. 1438

MOTION: Mr. Grossman moved to dismiss this case. Dr. Steinway seconded the motion.

	Vote	Dr. Reiss	Mr. Grossman	Dr. Brysacz	Dr. Cohen	Dr. Steinway	Dr. Wedel	Mr. Becke
YES	7	X	X	X	X	X	X	X
NO	0							
ABSTAIN	0							
ABSENT	0							

VOTE: Motion passed 7-0.

B. Paul Blumberg, D.O. Case No. 3304 License No. 1597

MOTION: Mr. Grossman moved to send this case for investigative hearing. Dr. Steinway seconded the motion.

	Vote	Dr. Reiss	Mr. Grossman	Dr. Brysacz	Dr. Cohen	Dr. Steinway	Dr. Wedel	Mr. Becke
YES	7	X	X	X	X	X	X	X
NO	0							
ABSTAIN	0							
ABSENT	0							

VOTE: Motion passed 7-0.

C. Shawn Sullivan, D.O. Case No. 3347 License No. 3270

Dr. Sullivan and his attorney Terry Corbett, Esquire was present to address the Board if requested. Dr. Wedel, the lead reviewer, recommended dismissal of the case.

MOTION: Dr. Wedel moved to dismiss the case. Seconded by Dr. Reiss.

WITHDRAWAL OF MOTION: Dr. Wedel and Dr. Reiss withdrew their original motions.

MOTION: Dr. Wedel made a motion to refer this matter to an investigative hearing. Mr. Grossman seconded the motion.

WITHDRAWAL OF MOTION: Dr. Wedel and Mr. Grossman withdrew their motions.

The Board postponed this matter to allow Dr. Sullivan to consult with his attorney and Assistant Attorney General Driggs. The matter was re-opened for discussion. Dr. Sullivan's attorney addressed the Board and asked that the Board move forward with this matter today if at all possible.

MOTION: Dr. Brysacz moved to dismiss the case. Mr. Becke seconded the motion.

	Vote	Dr. Reiss	Mr. Grossman	Dr. Brysacz	Dr. Cohen	Dr. Steinway	Dr. Wedel	Mr. Becke
YES	3	X		X				X
NO	4		X		X	X	X	
ABSTAIN	0							
ABSENT	0							

VOTE: The motion failed 3-4. Mr. Grossman & Drs. Steinway, Cohen and Wedel opposed.

MOTION: Dr. Wedel moved to issue a Letter of Concern for failing to document medical findings appropriately. Dr. Steinway seconded the motion.

	Vote	Dr. Reiss	Mr. Grossman	Dr. Brysacz	Dr. Cohen	Dr. Steinway	Dr. Wedel	Mr. Becke
YES	4		X		X	X	X	
NO	3	X		X				X
ABSTAIN	0							
ABSENT	0							

VOTE: Motion passed 4-3. Dr. Reiss, Mr. Becke, Dr. Brysacz opposed.

D. Daniel Dowswell, D.O. Case No. 3367 License No. 2808

The complainant RM addressed the Board.

MOTION: Mr. Grossman moved to send the case to Investigative Hearing. Dr. Steinway seconded the motion.

	Vote	Dr. Reiss	Mr. Grossman	Dr. Brysacz	Dr. Cohen	Dr. Steinway	Dr. Wedel	Mr. Becke
YES	7	X	X	X	X	X	X	X
NO	0							
ABSTAIN	0							
ABSENT	0							

VOTE: Motion passed 7-0.

MOTION: Dr. Steinway moved to open investigations against Dr. Mechelke and Dr. Huish and refer the cases directly to investigative hearing. Dr. Wedel seconded the motion.

VOTE: Motion passed 7-0.

E. Marvin Colvin, D.O. Case No. 3419 License No. 2771

Mr. Becke recused himself from this matter and consideration. The complainant MW was present and addressed the Board.

MOTION: Dr. Steinway moved to dismiss the complaint. Dr. Cohen seconded the motion.

	Vote	Dr. Reiss	Mr. Grossman	Dr. Brysacz	Dr. Cohen	Dr. Steinway	Dr. Wedel	Mr. Becke
YES	7	X	X	X	X	X	X	
NO	0							
ABSTAIN	0							
ABSENT	0							

VOTE: 6-0. Mr. Becke recused.

F. Bruce Sand, D.O. Case No. 3463M License No. 1841

MOTION: Dr. Wedel moved to dismiss the case. Dr. Steinway seconded the motion.

	Vote	Dr. Reiss	Mr. Grossman	Dr. Brysacz	Dr. Cohen	Dr. Steinway	Dr. Wedel	Mr. Becke
YES	7	X	X	X	X	X	X	X
NO	0							
ABSTAIN	0							
ABSENT	0							

VOTE: Motion passed 7-0.

G. Gerald Perkins, D.O. Case No. 3469 License No. 1813

MOTION: Dr. Cohen moved to dismiss the case. Dr. Steinway seconded the motion.

	Vote	Dr. Reiss	Mr. Grossman	Dr. Brysacz	Dr. Cohen	Dr. Steinway	Dr. Wedel	Mr. Becke
YES	7	X	X	X	X	X	X	X
NO	0							
ABSTAIN	0							
ABSENT	0							

VOTE: Motion passed 7-0.

H. Vicente Bernabe, D.O. Case No. 3402 License No. 3406

MOTION: Dr. Reiss moved to dismiss this case. Dr. Cohen seconded the motion.

	Vote	Dr. Reiss	Mr. Grossman	Dr. Brysacz	Dr. Cohen	Dr. Steinway	Dr. Wedel	Mr. Becke
YES	7	X	X	X	X	X	X	X
NO	0							
ABSTAIN	0							
ABSENT	0							

VOTE: Motion passed 7-0.

I. Michael Dubets, D.O.

Case No. 3343

License No. 2589

MOTION: Mr. Grossman moved to send the case to Investigative Hearing. Dr. Steinway seconded the motion.

	Vote	Dr. Reiss	Mr. Grossman	Dr. Brysacz	Dr. Cohen	Dr. Steinway	Dr. Wedel	Mr. Becke
YES	7	X	X	X	X	X	X	X
NO	0							
ABSTAIN	0							
ABSENT	0							

VOTE: Motion passed 7-0.

J. Jack Benson, D.O.

Case No. 3334

License No. 1521

Dr. Benson was present for this review. Dr. Steinway presented the lead board member review.

MOTION: Dr. Steinway moved to dismiss the complaint. Dr. Cohen seconded the motion.

	Vote	Dr. Reiss	Mr. Grossman	Dr. Brysacz	Dr. Cohen	Dr. Steinway	Dr. Wedel	Mr. Becke
YES	7	X	X	X	X	X	X	X
NO	0							
ABSTAIN	0							
ABSENT	0							

VOTE: The motion passed 7-0.

K. Bernard Susavage, D.O.

Case No. 3305

License No. 1768

MOTION: Dr. Steinway moved to send the case to Investigative Hearing. Dr. Cohen seconded the motion.

	Vote	Dr. Reiss	Mr. Grossman	Dr. Brysacz	Dr. Cohen	Dr. Steinway	Dr. Wedel	Mr. Becke
YES	7	X	X	X	X	X	X	X

NO	0							
ABSTAIN	0							
ABSENT	0							

VOTE: Motion passed 7-0.

L. Rick Gene Clark, D.O. Case No. 3211 License No. 3448

MOTION: Mr. Becke moved to send the case to Investigative Hearing. Dr. Steinway seconded the motion.

	Vote	Dr. Reiss	Mr. Grossman	Dr. Brysacz	Dr. Cohen	Dr. Steinway	Dr. Wedel	Mr. Becke
YES	7	X	X	X	X	X	X	X
NO	0							
ABSTAIN	0							
ABSENT	0							

VOTE: Motion passed 7-0.

M. William McCormick, D.O. Case No. 3293 License No. 1463

MOTION: Mr. Steinway moved for dismissal. Dr. Cohen seconded the motion.

	Vote	Dr. Reiss	Mr. Grossman	Dr. Brysacz	Dr. Cohen	Dr. Steinway	Dr. Wedel	Mr. Becke
YES	7	X	X	X	X	X	X	X
NO	0							
ABSTAIN	0							
ABSENT	0							

VOTE: Motion passed 7-0.

N. Randy Collins, D.O. Case No. 3526 License No. 1546

MOTION: Mr. Grossman moved to administratively close this case. Dr. Wedel seconded the motion.

	Vote	Dr. Reiss	Mr. Grossman	Dr. Brysacz	Dr. Cohen	Dr. Steinway	Dr. Wedel	Mr. Becke
YES	7	X	X	X	X	X	X	X
NO	0							
ABSTAIN	0							
ABSENT	0							

VOTE: Motion passed 7-0.

O. William VanderKnapp, D.O. Case No. 3406 License No. 2731

MOTION: Mr. Grossman moved to send the case to Investigative Hearing. Dr. Steinway seconded the motion.

	Vote	Dr. Reiss	Mr. Grossman	Dr. Brysacz	Dr. Cohen	Dr. Steinway	Dr. Wedel	Mr. Becke
YES	7	X	X	X	X	X	X	X
NO	0							
ABSTAIN	0							
ABSENT	0							

VOTE: Motion passed 7-0.

P. Robert Rosenberg, D.O. Case No. 3427 License No. 1893

MOTION: Dr. Wedel moved to dismiss this case. Dr. Steinway seconded the motion.

	Vote	Dr. Reiss	Mr. Grossman	Dr. Brysacz	Dr. Cohen	Dr. Steinway	Dr. Wedel	Mr. Becke
YES	7	X	X	X	X	X	X	X
NO	0							
ABSTAIN	0							
ABSENT	0							

VOTE: Motion passed 7-0.

Q. John Wadleigh, D.O. Case No. 3429 License No. 1940

MOTION: Mr. Becke moved to send the case to Investigative Hearing. Dr. Steinway seconded the motion.

	Vote	Dr. Reiss	Mr. Grossman	Dr. Brysacz	Dr. Cohen	Dr. Steinway	Dr. Wedel	Mr. Becke
YES	7	X	X	X	X	X	X	X
NO	0							
ABSTAIN	0							
ABSENT	0							

VOTE: Motion passed 7-0.

R. Suzanne Bennett, D.O. Case No. 3366 License No. 3258

The complainant DS was present to address the Board.

MOTION: Dr. Steinway moved to dismiss the case. Dr. Wedel seconded the motion.

	Vote	Dr. Reiss	Mr. Grossman	Dr. Brysacz	Dr. Cohen	Dr. Steinway	Dr. Wedel	Mr. Becke
YES	7	X	X	X	X	X	X	
NO	0							X
ABSTAIN	0							
ABSENT	0							

VOTE: Motion passes 6-1. Mr. Becke opposed.

S. Randy Collins, D.O. Case No. 3369 License No. 1546

MOTION: Mr. Becke moved to administratively close this case. Dr. Steinway seconded the motion.

	Vote	Dr. Reiss	Mr. Grossman	Dr. Brysacz	Dr. Cohen	Dr. Steinway	Dr. Wedel	Mr. Becke
YES	7	X	X	X	X	X	X	X
NO	0							
ABSTAIN	0							
ABSENT	0							

VOTE: Motion passed 7-0.

T. Randy Collins, D.O. Case No. 3526 License No. 1546

MOTION: Dr. Reiss moved to administratively close this case. Dr. Steinway seconded the motion.

	Vote	Dr. Reiss	Mr. Grossman	Dr. Brysacz	Dr. Cohen	Dr. Steinway	Dr. Wedel	Mr. Becke
YES	7	X	X	X	X	X	X	X
NO	0							
ABSTAIN	0							
ABSENT	0							

VOTE: Motion passed 7-0.

11. **REVIEW, DISCUSSION, AND ACTION ON PROPOSED LEGISLATION FOR UPCOMING SESSION, PURSUANT TO ARS § 32-1803(B) (13). AND ON RULEMAKING, PURSUANT TO ARS § 32-1803(C) (1) AND (A) (10), AND SUBSTANTIVE POLICY STATEMENTS, PURSUANT TO ARS § 41-1091**

12. **REVIEW, CONSIDERATION, AND ACTION ON EXECUTIVE DIRECTOR'S REPORT.**

- A. Performance Measures Report
- B. Financial Report
- C. Status Report on Rulemaking
- D. Licensing Subcommittee/Procedure for Approval of Applications
- E. Online Renewals

14. **REVIEW, CONSIDERATION, AND ACTION ON LITIGATION AGAINST THE BOARD.**

- A. Tomlinson vs. AZ Board of Osteopathic Examiners / LC2004-000858-001-DT

The Board voted to enter Executive Session for the purpose of obtaining legal advice in the above-referenced litigation.

The Board entered Executive session at 5:25PM.

The Board convened open session at 5:30PM

There being no further business on the agenda, Dr. Reiss adjourned the meeting at 5:35 p.m.

Drafted: July 26, 2005
Approved: September 17, 2005